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5 SCOTT JOHNSON,
6 Plaintiff,
7 v.
8 MEZCAL RESTAURANT, LLC,
9 Defendant.

10 Case No. 21-cv-03332-EJD

11 **ORDER TO SHOW CAUSE RE
SETTLEMENT**

12 Re: Dkt. No. 15

13 The parties, having filed a Notice of Settlement on **December 13, 2021** (See Docket Item
14 No. 15), are ordered to appear before the Honorable Edward J. Davila on **February 10, 2022 at
10:00 AM** in Courtroom No. 4, 5th Floor, United States District Court, 280 South First Street, San
15 Jose, California, 95113, to show cause why the case should not be dismissed pursuant to Federal
16 Rule of Civil Procedure 41(b). On or before **January 31, 2022**, the parties shall file a joint
17 statement in response to the Order to Show Cause setting forth the status of settlement efforts as
18 well as the amount of additional time necessary to finalize and file a dismissal.

19 The Order to Show Cause shall be automatically vacated and the parties relieved of the
20 obligation to file a joint statement if a stipulated dismissal pursuant to Federal Rule of Civil
21 Procedure 41(a) is filed on or before **January 31, 2022**.

22 All other pretrial deadlines and hearing dates are VACATED and any pending motions are
23 TERMINATED.

24 Failure to comply with any part of this Order will be deemed sufficient grounds to dismiss
25 the action.

26 **IT IS SO ORDERED.**

27 Dated: 12/13/2021

28 
EDWARD J. DAVILA
United States District Judge